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UNITED STATES DISTRICT COURT
 DISTRICT OF NEVADA

JOHNIECE J. EARLY,

Plaintiff,

vs.

FRANK BISIGNANO,
 Commissioner of Social Security,

Defendant.

Civil No. 2:25-CV-01091-DJA

UNOPPOSED MOTION FOR EXTENSION OF
 TIME TO FILE CERTIFIED ADMINISTRATIVE
 RECORD AND ANSWER

(*FIRST REQUEST*)

Defendant, Frank Bisignano, Commissioner of Social Security (the “Commissioner”), by and through his undersigned attorneys, hereby moves for a 30-day extension of time to file the Certified Administrative Record (CAR) and answer to Plaintiff’s Complaint. The CAR and answer to Plaintiff’s Complaint are due to be filed by October 20, 2025. This is the Commissioner’s first request for an extension of time.

1. I am an attorney for the Social Security Administration and a Special Assistant

1 United States Attorney in the District of Nevada. I represent Defendant.

2 2. Defendant's Answer is currently due October 20, 2025. I am seeking an extension
3 of 30 days, which would make the new deadline November 19, 2025.

4 3. At the end of the day on September 30, 2025, the appropriations that have been
5 funding the Department of Justice expired and appropriations to the Department
6 lapsed. The same is true for most Executive agencies, including federal defendant
7 Social Security Administration (SSA). It is not clear when funding will be
8 restored by Congress.

9 4. In the absence of either a Fiscal Year 2026 appropriation or a continuing
10 resolution to continue the ongoing operations of the Social Security
11 Administration (SSA), no further financial obligations may be incurred by SSA,
12 except for that work which, as defined by law, is excepted from the limitations of
13 Anti-Deficiency Act (ADA). *See* 31 U.S.C. §§ 1341–1342.

14 5. Effective Monday, October 20, 2025, the Social Security Administration has
15 determined that undersigned counsel and colleagues within her office may
16 perform work on Social Security cases arising under 42 U.S.C. § 405(g) during
17 the current lapse in appropriations as excepted work.

18 6. Although the undersigned counsel is permitted to work on Social Security cases
19 arising under 42 U.S.C. § 405(g) as of October 20, 2025, undersigned counsel has
20 many pressing deadlines resulting from the lapse in funding.

21 7. Undersigned counsel therefore requests an extension of time for 30 days.

22 8. Subsequent to restored appropriations, counsel may also need to request
23 extensions on other impacted deadlines.
24

1 9. I contacted Plaintiff's counsel who indicated that Plaintiff has no objection to this
2 extension.

3 For these reasons, this Court should grant Defendant's unopposed request and extend the
4 deadline to file a response to Plaintiff's Complaint.

5
6 DATED October 20, 2025

7 Respectfully submitted,

8 SIGAL CHATTAH
9 Acting United States Attorney

10 By: s/ Angela Thornton-Millard
11 ANGELA THORNTON-MILLARD
12 Special Assistant United States Attorney
13 Program Litigation 1
14 Social Security Administration | Law & Policy

15 Attorneys for Defendant

16 IT IS SO ORDERED:

17 
18 UNITED STATES MAGISTRATE JUDGE

19 DATED: 10/21/2025
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